

Sixth Appellate District

San Jose, California

MONDAY, APRIL 7, 2003

H025006 PEOPLE v. WALKER

The judgment is affirmed. (not published)
(Elia, J.; We concur: Rushing, P.J., Mihara, J.)
Filed April 7, 2003

H025115 PEOPLE v. LACAPA

The judgment is affirmed. (not published)
(Premo, Acting P.J.; We concur: Bamattre-Manoukian, J.,
Wunderlich, J.)
Filed April 7, 2003

H023327 PEOPLE v. GARCIA

The judgment is affirmed. (not published)
(Wunderlich, J.; We concur: Rushing, P.J., Elia, J.)
Filed April 7, 2003

TUESDAY, APRIL 8, 2003

H024078 PEOPLE v. CORTEZ

The judgment is affirmed. (not published)
(Premo, J.; We concur: Rushing, P.J., Elia, J.)
Filed April 8, 2003

H023758 YOUNG v. PURITEL, etc., et al.

The judgment and the order after judgment denying the motion
for a new trial are affirmed. Appellants shall bear costs on
appeal. (not published)
(Elia, J.; We concur: Rushing, P.J., Premo, J.)
Filed April 8, 2003

The Court met in the Panelli Moot Court Courtroom-Bergin
Hall, Santa Clara University, Santa Clara, California. Present:
Rushing, P.J.; Premo, J.; Elia, J.; and S. Nasson, Deputy Clerk.

H024622 PEOPLE v. ALEJANDRO R.

Cause called and argued by Jill Fordyce appearing for
Appellant and by Rene Chacon, Deputy Attorney General, appearing
for Respondent. Cause ordered submitted.

Sixth Appellate District

San Jose, California

Tuesday, April 8, 2003 (continued)

H023645 ECHEVARRIA, et al. v. HODA

Cause called and argued by William Pardue appearing for Appellants and by Tyler Draa appearing for Respondent. Cause ordered submitted. Elia, J. leaves the bench. Wunderlich, J. takes the bench.

H024372 RAWLS v. ZAMORA, as Registrar of Voters, etc.

Cause called and argued by Alexander Rawls appearing in Propria Persona and by Kathryn Berry, Deputy County Counsel, appearing for Respondent. Cause ordered submitted. Rushing, P.J. and Premo, J. leave the bench. Bamattre-Manoukian, Acting P.J. and Mihara, J. take the bench.

H023711 PEOPLE v. HALL

Cause called and argued by John Staley appearing for Appellant and by Christina Kuo-Vom Saal, Deputy Attorney General, appearing for Respondent. Cause ordered submitted. Court adjourns.

H025086 PEOPLE v. BRANDON L.

The judgment is affirmed. The probation condition is modified to read "do not remain in any building, vehicle, or in the presence of any person where you know that deadly weapons exist." (not published)

(Premo, J.; We concur: Rushing, P.J., Elia, J.)

Filed April 8, 2003

H022637 AMADOR v. DESAI, et al.

The judgment in favor of both defendants is affirmed. Plaintiff shall bear the costs of this appeal. (not published) (Wunderlich, J.; We concur: Premo, Acting P.J., Elia, J.)

Filed April 8, 2003

H023971 SHAW v. CALIFORNIA DEPARTMENT OF REAL ESTATE, et al.

The judgment is reversed. The trial court is directed to enter an order denying plaintiff's petition and render judgment for defendants. Costs on appeal are awarded to defendants. (not published)

(Premo, J.; We concur: Rushing, P.J., Elia, J.)

Filed April 8, 2003

Sixth Appellate District

San Jose, California

Tuesday, April 8, 2003 (continued)

H022132 LANE, et al. v. GAMBOA, as Trustee, etc., et al.

The judgment is affirmed. Each side to bear its own costs on appeal. (not published)

(Wunderlich, J.; We concur: Premo, Acting P.J., Elia, J.)

Filed April 8, 2003

WEDNESDAY, APRIL 9, 2003

(no minute approved orders)

THURSDAY, APRIL 10, 2003

The Court met in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Rushing, P.J.; Elia, J.; Mihara, J.; and R. W. Norvelle, Deputy Clerk.

H024646 PEOPLE v. DELCOMB, JR.

Cause called and argued by William Robinson appearing for Appellant and by Rafael A. Sivilla, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

Rushing, P.J. and Elia, J. step down and Bamattre-Manoukian, Acting P.J. and Wunderlich, J. take the bench.

H023880 PEOPLE v. BROCKETT

Cause called and argued by Brian A. Pori appearing for Appellant and by Margo J. Yu, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H023694 PEOPLE v. ROSKOS

Cause called and argued by Dennis Smith appearing for Appellant and by Dorian Jung, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H023023 PEOPLE v. MAGNAN

Cause called and argued by Steven J. Antler appearing for Appellant and by Frances Marie Dogan, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

Sixth Appellate District

San Jose, California

Thursday, April 10, 2003 (continued)

H024135 PEOPLE v. ARTHUR T., a minor

H024653 PEOPLE v. ARTUHR T., a minor

Cause called and argued by Thea Greenhalgh appearing for Appellant and by Michele J. Swanson, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H024515 Estate of DERRELL D. DePASSE, Deceased

Cause called and argued by Richard I. Widerman appearing for Appellant and by Richard A. Gorini appearing for Respondent. Cause ordered submitted. Court recesses until 1:30 p.m.

The Court reconvened at 1:30 p.m. in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Premo, Acting P.J.; Bamattre-Manoukian, J.; Mihara, J.; and Jane V. Flor, Deputy Clerk.

H024316 PEOPLE v. GASPARD

Cause called and argued by Sandra Uribe appearing for Appellant and by Linda M. Murphy, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H023004 PEOPLE v. TUDOR

Cause called and argued by Frank R. Ubhaus appearing for Appellant and by Nancy Tung, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H024266 FRESH GROUP, INC. v. WU, et al.; CHEN

Cause called and argued by Derek Deake Lim appearing for Appellants and by Jay M. Ross appearing for Respondent Fresh Group, Inc. Cause ordered submitted.

H023295 FERRARI, et al. v. READ-RITE CORPORATION, et al.

Cause called and argued by William S. Dato appearing for Appellants and by Boris Feldman appearing for Respondents. Cause ordered submitted. Court is adjourned.

H023238 PEOPLE v. CHAVEZ

By the Court*:

Appellant's petition for rehearing is denied.

Filed: April 10, 2003

*Before Rushing, P.J., Premo, J. and Elia, J.

Sixth Appellate District

San Jose, California

FRIDAY, APRIL 11, 2003

H023565 TOKUSHIGE v. MONTEREY PENINSULA UNIFIED SCHOOL DISTRICT

The judgment is reversed. Costs on appeal are awarded to the District. (not published)

(Elia, J.; We concur: Rushing, P.J., Wunderlich, J.)

Filed April 11, 2003

H022912 INGRAM, et al. v. LYNDE

The order is affirmed. (not published)

(Elia, J.; We concur: Rushing, P.J., Wunderlich, J.)

Filed April 11, 2003

H023694 PEOPLE v. ROSKOS

For the reasons stated above, we affirm. (not published)

(Bamattre-Manoukian, Acting P.J.; We concur: Wunderlich, J., Mihara, J.)

Filed April 11, 2003

H022872 SIM v. SAN JOSE APPEALS HEARING BOARD, et al.

The judgment is affirmed. (not published)

(Wunderlich, J.; We concur: Premo, Acting P.J., Elia, J.)

Filed April 11, 2003

H023880 PEOPLE v. BROCKETT

The judgment is affirmed. (not published)

(Bamattre-Manoukian, Acting P.J.; We concur: Wunderlich, J., Mihara, J.)

Filed April 11, 2003

H024407 PEOPLE v. NGUYEN

H024433 PEOPLE v. NGUYEN

The judgment is affirmed. (not published)

(Bamattre-Manoukian, J.; We concur: Premo, Acting P.J., Wunderlich, J.)

Filed April 11, 2003

H023940 PEOPLE v. VILLALOBOS

The judgment is affirmed. (not published)

(Wunderlich, J.; We concur: Rushing, P.J., Premo, J.)

Filed April 11, 2003

Sixth Appellate District

San Jose, California

Friday, April 11, 2003 (continued)

H025151 PEOPLE v. KELLEY

The judgment is affirmed. (not published)
(Bamattre-Manoukian, J.; We concur: Premo, Acting P.J.,
Wunderlich, J.)
Filed April 11, 2003

H024541 PEOPLE v. CALUNOD, JR.

The judgment is affirmed. (not published)
(Bamattre-Manoukian, J.; We concur: Premo, Acting P.J.,
Wunderlich, J.)
Filed April 11, 2003

H025316 PEOPLE v. AVILA

The judgment is affirmed. (not published)
(Bamattre-Manoukian, Acting P.J.; We concur: Wunderlich, J.,
Mihara, J.)
Filed April 11, 2003

H024537 PEOPLE v. CHRIS A.

The juvenile court's disposition order that reflects
Probation Condition number 23 is modified to read as follows:
"That the minor shall not have any dangerous or deadly weapons in
his possession, nor remain in the presence of any person known to
him to be unlawfully armed." Except to the extent of this
modification, the juvenile court's disposition order is affirmed.
(not published)
(Elia, J.; We concur: Rushing, P.J., Mihara, J.)
Filed April 11, 2003

H024840 PEOPLE v. VALENTINO R.

We modify the order to reduce the maximum term of
confinement to eight years. In all other respects, the order is
affirmed. (not published)
(Mihara, J.; We concur: Rushing P.J., Elia, J.)
Filed April 11, 2003

H024351 PEOPLE v. HUYNH

The judgment is affirmed. (not published)
(Mihara, J.; We concur: Bamattre-Manoukian, Acting P.J.,
Wunderlich, J.)
Filed April 11, 2003